

Donald A. Robinson  
ROBINSON, WETTRE & MILLER LLC  
One Newark Center, 19th Floor  
Newark, NY 07102  
973-690-5400  
drobinson@rwmlegal.com

Mark A. Lemley  
Joseph C. Gratz  
Sonali D. Maitra  
DURIE TANGRI LLP  
217 Leidesdorff Street  
San Francisco, CA 94111  
415-362-6666

*Attorneys for Defendant  
Xio Interactive Inc.*

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

TETRIS HOLDING, LLC and THE  
TETRIS COMPANY, LLC,

Plaintiffs,

-against-

XIO INTERACTIVE INC.,

Defendant.

Civil Action No. 3:09-CV-6115 (FLW) (DEA)

Honorable Freda L. Wolfson, U.S.D.J.  
Honorable Douglas E. Alpert, U.S.M.J.

**DECLARATION OF JASON BEGY  
IN SUPPORT OF XIO INTERACTIVE'S MOTION FOR  
SUMMARY JUDGMENT**

I, Jason Begy, declare as follows:

1. Exhibit 36 to the Declaration of Sonali D. Maitra in Support of Xio Interactive Inc.'s Motion for Summary Judgment (ECF No. 46) is a true and correct copy of my expert report in this matter. I hereby swear that all the contents therein are true, correct, and my expert opinions in this matter. And I hereby adopt the entirety of that report herein by reference.

I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge. Executed this 16th day of November, 2011 in Cambridge, Massachusetts.

Dated: November 16, 2011

  
\_\_\_\_\_  
Jason Begy

**CERTIFICATE OF SERVICE**

I certify that on November 18, 2011, I caused a copy of the  
DECLARATION OF JASON BEGY IN SUPPORT OF XIO INTERACTIVE'S  
MOTION FOR SUMMARY JUDGMENT to be served upon plaintiffs' counsel of  
record via the Court's electronic filing system.

*/s/ Donald A. Robinson*

---

Donald A. Robinson